

REMARKS

Reconsideration of the present application is respectfully requested in view of the following remarks. Prior to entry of this response, Claims 1-11, 13, and 15-28 were pending in the application, of which claims 1, 11, 18, 19, 21, and 22 are independent. In the Final Office Action dated August 26, 2005, claims 1-11, 13, and 15-28 were rejected under 35 U.S.C. § 103(a) as being anticipated by U.S. Patent No. 6,213,652 ("*Suzuki*") in view of what the Examiner alleges to be Applicants' Admitted Prior Art ("AAPA") and in further view of U.S. Patent No. 5,669,040 ("*Hisatake*").

In response, Applicants have amended claims 1, 2, 5, 9, 11, 16, 18, 19, 21, and 22 to more particularly define the invention. No new subject matter has been added. Support for the amendments may be found, for example, at page 9, paragraph 4 to page 10, paragraph 1, at page 11, paragraph 3, at page 12, paragraph 4, and in Figs. 4, 5B, 6B, 6D and 7. Claims 4 and 8 have been cancelled without prejudice. Applicants submit that the pending claims, as amended, overcome the Examiner's rejections under 35 U.S.C. § 103(a).

In particular, amended claim 1 additionally recites "a setting section that allows a user to set a pause condition for each job kind and a stop condition for each job kind" and "a controller, wherein when a button is depressed, the controller makes a first job, which is being executed by the execution section and satisfies the pause condition, pause and stop and delete a second job, which is being executed by the execution section and satisfies the stop condition."

The Examiner, in rejecting claim 1, contended that *Suzuki* shows allowing a user to set a pause condition of a job. Office Action, page 4. Applicants submit that *Suzuki*,

in the sections cited by the Examiner, merely mentions a pause queue that “queues jobs paused according to a user’s instruction” and retaining the jobs in this queue “until a resumption instruction is issued by the user.” Col. 48, line 67 to col. 49, line 3.

Therefore, *Suzuki* merely pauses a specific job based on a user’s one time instruction and fails to show or suggest allowing “a user to set a pause condition for each job kind,” as recited in amended claim 1. Moreover, Applicants submit that *Suzuki* also fails to show or suggest allowing a user, in addition to setting a pause condition, to set “a stop condition for each job kind,” as recited in amended claim 1.

Consequently, at least because *Suzuki* fails to show or suggest allowing a user to set the above pause and stop conditions for each job kind, *Suzuki* additionally fails to show or suggest a controller for carrying out the separate and distinct actions of making “a first job, which is being executed by the execution section and satisfies the pause condition, pause and stop and delete a second job, which is being executed by the execution section and satisfies the stop condition,” as recited in amended claim 1.

The Examiner conceded that *Suzuki* does not disclose executing the jobs in a parallel manner, a display section that displays the pausing job, or a specifying section that specifies at least one job among the pausing jobs displayed, as recited in claim 1. Office Action, page 4. The Examiner, instead, relied on the *AAPA* and *Hisatake* exclusively to show these features. Applicants submit that without addressing whether the *AAPA* and *Hisatake* show the above features lacking in *Suzuki*, the *AAPA* and *Hisatake* at least fail to cure the *Suzuki*’s deficiency of “a setting section that allows a user to set a pause condition for each job kind and a stop condition for each job kind” and “a controller, wherein when a button is depressed, the controller makes a first job,

which is being executed by the execution section and satisfies the pause condition, pause and stop and delete a second job, which is being executed by the execution section and satisfies the stop condition,” as recited in amended claim 1.

Accordingly, Applicants submit that *Suzuki*, the *AAPA*, and *Hisatake*, either alone or in combination, fail to show or suggest each and every feature recited in amended claim 1. Therefore, amended claim 1 is patentable over this combination under 35 U.S.C. § 103(a). Independent claims 11, 18, 19, 21, and 22 have been amended to include novel features that are similar to those discussed above in connection with amended claim 1 and are, therefore, also patentable over the combination of *Suzuki*, the *AAPA*, and *Hisatake* under 35 U.S.C. § 103(a) for at least the applicable reasons given above. Claims 2, 3, 5-7, 9, 10, 13, 15-17, 20, 23-28, each depend from an amended independent claim, and are additionally patentable over the combination of *Suzuki*, the *AAPA*, and *Hisatake* under 35 U.S.C. § 103(a) at least because of their dependency on a patentable base claim.

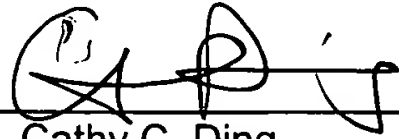
In view of the foregoing remarks, Applicants respectfully request the entry of the amendments, the reconsideration of this application, and the timely allowance of the pending claims. The preceding arguments are based only on the arguments in the Final Office Action, and therefore do not address patentable aspects of the invention that were not addressed by the Examiner in the Final Office Action. The claims may include other elements that are not shown, taught, or suggested by the cited art. Accordingly, the preceding argument in favor of patentability is advanced without prejudice to other bases of patentability.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 27, 2005

By: 
Cathy C. Ding
Reg. No. 52,820